

## U.S. Department of Justice



United States Attorney  
Southern District of New York

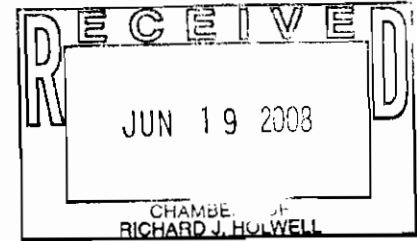
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The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

June 19, 2008

By Facsimile

The Honorable Richard J. Holwell  
United States District Judge  
Southern District of New York  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl Street, Room 1950  
New York, New York 10007-1312



Re: United States v. Keith Fuse, et al.  
07 Cr. 1211 (RJH)

Dear Judge Holwell:

The Government respectfully submits this letter to update the Court regarding the status of the above-referenced case.

As the Court will recall from the Government's prior letter, dated June 10, 2008, on two occasions the defendant was expected to plead guilty, but did not, and he is now represented by new counsel, Martin Cohen, Esq.

Based on my conversation with Mr. Cohen, I am aware that Mr. Cohen has met with the defendant to discuss the proposed plea agreement and the defendant is still considering how to proceed. Mr. Cohen intends to speak with the defendant again early next week.

In order for the defense to have adequate time to consider the proposed plea agreement, the Government requests that the Court exclude time between June 20, 2008, and July 3, 2008, pursuant to 18 U.S.C. § 3161(h)(8)(A). The Government submits, based on the foregoing, that the ends of justice served by the granting of the requested exclusion outweigh the best interests of the public and the defendant in a speedy trial.

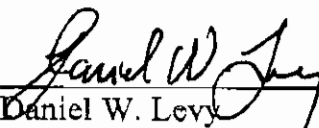
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Based on my discussions with Mr. Cohen, I can represent that the defendant consents to the exclusion requested by the Government.

Respectfully submitted,

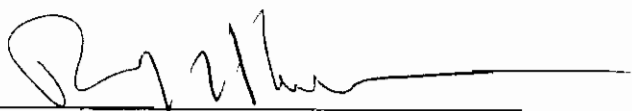
MICHAEL J. GARCIA  
United States Attorney

By:

  
Daniel W. Levy

Assistant United States Attorney  
Telephone: (212) 637-1062

SO ORDERED:

  
The Honorable Richard J. Holwell  
United States District Judge

6/19/08

cc: Martin Cohen, Esq. (by facsimile)